(pp. F IX-4

Previous References

1938.
(Aug.)

File No. 350-38
Serial Nos. 1-4

Letter References

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. four

Part B for May 39.

SUBJECT.

Appeal re. lease of lands belonging to Sri Ramasamikan Devaru, Hosabudanur, Manoja Tq.

(1.4) Letter. No. 2022/Aug. 350-38-4 Dt 13/5-45 to May 39.
To. Aug. commr.

WD 0295—GPB—22,500—18-8 37

Request him to carry out the orders of his predecessors.

3/10/39.

GENERAL AND REVENUE SECRETARIAT.

(Mun)

NOTES.

File No. 350-38

FILE HEADING

Appeal re: the lease of lands belonging to Sri Banasankari Devaru - Hosabudanur - Manjya Taluk.

FROM

B. Narayana Rao - Hosa Budanur Manjya Taluk. Mysore District

No. — Dated 9/5/38 Received 9/5/38

Diary No. 1471 | Enclos. 4 | Spare copies — | Serial No. 1

BRIEF ABSTRACT OF LETTER

Requests that the Mysore District Munsif's order confirmed by the Munsif Commissioner may be set aside and the Inam lands of Sri Banasankari devaru at Hosabudanur allowed to remain in possession of him self and other archakaru.

NOTES AND ORDERS.

Petition of 9/5/38 from the same gentleman requesting that the order of the Munsif Commissioner may be held in abeyance pending disposal of the appeal petition.

The appeal has been filed within the time allowed in sec. 5 of the Mun. Act VII of 1927, & a certified copy of the M.C's decision appealed against is appended. The fees are duly stamped.

NOTES—First Sheet

WD 0283—GPB—3,750—25 1 38

✓ The temple of Sri Banasankaramma at Bentanur – Mandya Tks is a minor Mzgvii Instn. (Vide entries against Sl. no 19. Page 21 of the Secretariat of Major and Minor Instns) N

3) Kind refce is invited to the Factors in the Case' particulars, narrated in m.s. order no 2/38-39 dt 17-3-39 ×O from which it may be seen that the temple and its properties are stated to have been claimed by the heirs as the exclusive property of their family. It is respectfully submitted that no such claim is admissible in the Cases of Mzgvii Instns like this. Further there is a decn of Rev Div Officer having ordered that, as the shares of the several Gowdahalli (of the temple inam lands) have not been recognised, all the archaks were jointly and severally responsible for the contributions and Reserve amounts. This order has been upheld by the D.C & also by the M.C. It is further submitted that the archaks can not claim under the Mzg. Laws any enubhava in a Devadaya Inam land –

4) This usual in the Case of minor and Major institutions that the temple land is leased out, a certain quantity fixed for the temple & the archaks paid monthly for their services –

5) Kind refce is invited to pp 9 & 10 of the Register of Mzg Instns endowed lands Inam lands in the Mandya Tk – The Survey nos in question appear to have been endowed

Serial No.

for the support of the Deft's as devadayam Inam.

6 In para 2 of the P. U. dt I, the petr contends that the latter has been held by his forefathers & that the latter endowed land also for the support of the Deft's. Whether this is acceptable in view of the entries in the Inam Regr. &c. above is a matter for consideration.

7 In para 3 of the Petn of 6/8/38 from the same petr praying that the order of the D.C. & the H.C. may be held in abeyance pending disposal of the appeal petn, it is stated that all dues viz Water rate, reserve fund, establishment Charges & a portion of the contribution fund amounting to more than 1000/- Rs was credited to the Ty on 11.3.38. The Ty Voucher is not appended in support of the above statement. In counter below the petr is found to have stated that he and his ancestors have been in possession and enjoyment of the Inam lands from a very long time. No documentary proof appears to have been adduced to show clearly the duration of possession &c.

NOTE—Contn Sheet.

WD 0544—GPB—30,000—2-9-53

Mug File No. 350 of 1938.

belonging to Sri in Issa

2) With a view to prevent the petr & other ryots from laying their claims as owners of lands & the ab some future date whether it is not necessary to disturb their alleged continuous possession by leasing out the lands on Panchsal patta is also a matter for consideration. The petr in para 4 of the Pet-W II says that the auction sale of the lands will be held on the ensuing 12th inst & that before the forenoon of 10th of the lease is sold. Whether the request is acceptable is a matter for orders.

3) Under Sec 38(2) of the Mug. Regn VII of 1927 since revised, the appeal itself is not admissible, as no point of law or usage having the force of law is involved in the present case.

For orders —

GS 9/2/39 10.5.39

4) The records may be called for and examined.

5) As regards the request for a stay order, it may be pointed out that the lower courts' orders passed on the basis that the settlement had not been made vide Govt. Order dated etc. It is now urged by the appellant that all the formalities

Appeal re: lease sale of Devadaya Dharma (5)
lands belonging to Sri Bhuvanasankari Devasthanam
v. Hon'ble Brahmana Vidyaye. Mandali

Secretariat — File No. 350 of 1938. [App. F. III—2

Serial No.

I have heard counsel
I order Rs 1000/- (Rupees) Contempt
to the M.C. order. My this is time.
There is no harm in allowing
the proposed sale to come off
on. 12.5.1938. The M.C. may
be requested to stay the sale of
this part is time

Ins
10/5

Reds)
2nd member) 13) Ins
10/5-38

(11) No stay order - as
the orders of the
lower Courts are correct.
There is no point of
law & it is to bind. The
lands are ancillary
Devadaya lands given
for the benefit of a
temple & no private
rights of ownership.
such as are claimed
are untenable
The appeal may be rejected

Note By M.C. I had visited there

GE... - 5 - C ... MADRAS
10 MAY 1938
L 700

A822

NOTE—Contn Sheet.

WD 0514—GPB—30,000—2-9-33

Re: lease sale of Govt lands belonging to Sri Banashankari Devasthana in Badami Taluka

Mysore File No. 350 of 1938. Secretariat

instructions to the Deputy Commissioner that Devadaya Lands & Service Inams have been placed by the Govt must be allowed to get under the Land Revenue Code private parties Contributions & Water Rate must be recovered from the institutions in the former classes of cases & the Inam Lands and not Inam Lands. The Mysore Govt be requested to see that this is done

TYPING SECTION 1 - 1939 GEN. & REV. SECTT.

11/5

11/5

16 Dfn. Subd.

4/1 171 Secretariat

No 2010 of 12-5-39 to the appeal petition of Sri 3 B. Narayana Rao intimating that the appeal is rejected.

Memo No 2011 of 12/5/39 of the Deputy Commissioner forwarding copy of the above.

18) [illegible]

Secretariat 13/5

Mug appl no 19 of 38-39

General and Revenue Secretariat — Mug File No. 350 of 193 8. — [App F. III—2

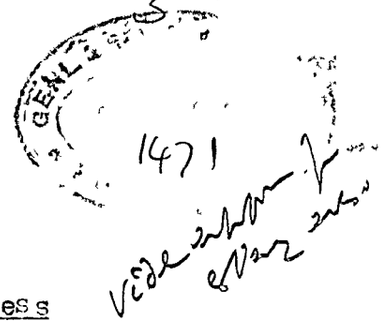
Serial No.	
4	No 2022 of 15/5/39 to the Mug rai Commissioner requesting him to carry out the instructions given by his predecessor in office that Devadays Inams and Service Inams benefitted by the Iswir Canal Shaldrum be allowed to get into the Lands of private parties and that Contributions and water rate must be recovered from the Institutions —

B

NOTE—Contn Sheet

WD 0511—GPB—30,000—2-9-83

Mysr. Govt. 5
Misc 350-38-
8)



Before the Government of His Highness
The Maharaja of Mysore,

Muzrai Appl. No. 19 of 1938 -1939.

Appellant :- B. Narayana Rao, aged 64, son of B.Surappa, Smartha Brahmin, Retired Police Inspector, and Zamindar residing at Hosa Budanur Mandya Taluk, Mysore Dt.

Under Section 38(1) of the Mysore Religious and Charitable Institution Act VII of 1937 :-

1. The appellant begs to prefer this humble appeal in this Honourable Court against the order dated 18-7-1938 passed by the learned Deputy Commissioner, Mysore District, in Muz - Apl. No. 6 of 37 -38 confirmed by the Revenue and Muzrai Commissioner in Muzrai Appeal No.2 of 38-39 on 4-3-1939, ordering disposal by way of lease in auction S.No.72 and 297, endowed -to the Sri Banashankarai Deity in Budanur Village and the appeal is preferred on the following among other reasons :-

1. That the District Muzrai Officer and the Muzrai Commissioner have erred in ordering disposal of the said lands by lease in public auction, because large amount of water rate and contribution were out - standing on the said lands, while that was not the remedy open to them legally under the particular circumstances.

2. That the said Officers have erred in not noticing that the Inam grant with which they are dealing was a peculiar one, in view of the fact that the temple of Banashankari Deity was built by the great grand fathers of of this appeallant nearly two centuries agae. S. Nos. 72 and 297 were specially endowed by the appellant's ancestors to the deity with view to maintain the temple and its worship by the appellant's own people; and that even the lands have been entered inthe Inam Registers in the name of the Managers of the temple, and that the said lands have been enjoyed and the Deity worshipped by the appellant's own people for nearly two centuries and more, as per the Registered deeds of the year 1831 ,1838 1868 and 1869 which are in the possession of this appellant, and which fact of possession is confirmed by the entries in the Register of Minor Inamties confirmed in Mandya Taluk in General No.52354 dated 1-7-1880 and in the Khalsat Register of 1899 -1900.

That the said Officers have erred in not noticing that the said Deity is the family - Deity of the appellant's family and that it has none other than the appellant's own people as devotees and that the lands endowed to the Deity are to be specially enjoyed only by those - belonging to the appellant's family who maintain the temple and carry on its worship and that an out -sider has no place.

4. That the said Officers have not noticed the fact that the above contention have been borne out during the enquiry instituted by the then learned Sub Division Officer, Mandya Sub -Division in Mis. No. 1 of 28-29 and the very same con - tention prevailed upon the then District Muz Officer who in Muzrai Mis. Appeal No. 5 of 1932 passed an order dated 3-4-1933 which is herewith produced "that the lands in question may be left in the possession of the appellant provided they undertake to pay contribution and water rate when water is supplied to them and pay to the credit of the temple annually a sum of Rs 20/- ". To -this an amount of Rs 3/- was further added to be paid as Establishment charges. The said order operates and as resjudicata and the matter cannot now be re-opened.

5. That in pursuance of the said order the Taluk Authorities have taken separate Muchalikas from every Anubhabadar of these lands, to the effect of his agreeing to pay up regularly his quota of water rate etc, as noted in the several agreement deeds, and instead of demanding and collecting every year the dues from each anubhavadar then and there,

the local authorities have erred in allowing the arrears of various kinds to grow up and then instead of recovering whatever is due in the legal way by distraint etc, for the recovery of the revenue, have adopted an unconstitutional - method of depriving the appellant and others the possession of the land and of borrowing money required for the future conduct of the sevas etc from the General Muzrai funds and then lease out the lands to some strangers contrary to established usage and long possession. The above order copies of the Deputy Commissioner and the Muzrai Commissioner are attached herewith for kind perusal.

6. That the petitioner begs to bring to the notice of this Court the fact that inspite of so many difficulties in the way, he has managed to see that all dues to Government Viz, the water rates, the reserve fund and establishment charges, have since been paid up -to-date (for the year 1938 -39 also) including a Portion of contribution amount, which payment in total amounts nearly to thousand rupees and more and that the appellant and other Anubhavadars deserve some accommodation ~~repayment~~ regarding payment of contribution - charges , since nearly several hundreds of rupees have been spent for converting the lands which were dry into wet, which concession of payment of contribution charges in 12 annual instalments have been allowed to all the ryots holding lands in the Irwn cannal area.

That the order of the District - Muzrai Officer confirmed by the Muzrai - Commissioner is opposed to all standing orders and instructions issued from time to time - by the Government regarding these Inam lands and hence not sustainable in law.

8. That the appellant and other Anubhavadars have now come to a written registered agreement whereby in future, scope will not be given for such latches in payment to be made to the - Government.

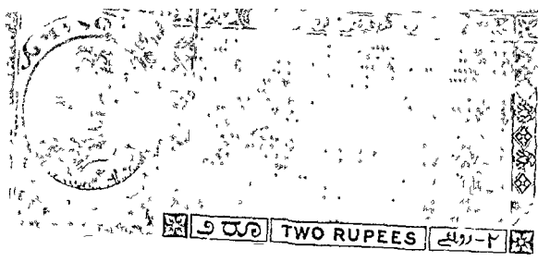
9. Hence the appellant respectfully begs that a report from the Local authorities and the records be called for, the order of the - District Muzrai Officer confirmed by the Muzrai Commissioner, referred to above be SET ASIDE and the Inam lands be allowed to continue in the possession and enjoyment of the - appellant and other Anubhavadars on the same terms on which they have enjoyed uptill now and permitting them to pay the balance of the contribution amount in 10 equal annual instal - ments

Bangalore
6/5/1939.

Appellant.

B. S. Chandrashekhar

Advocate for
appellant.



Before the Government of His Highness The Maharaja of Mysore, Bangalore.

Mug 350-38-2

Muzrai appeal No. of 1938 -39.

Appellant :- B. Narain Rao, son of B.Surappa, aged 64 years, Smartha Brahmin, Retired Police Inspector and Land Holder, residing In Hosa Budanur Mandya Taluk, Mandya District.

Stay application.

1. The appellant has this day filed an appeal against the order of the learned Deputy Commis--sioner, Mysore District in Muzrai Appeal No.6 of 37 -38 ordering the lease of the lands - endowed to Sri Banasasankaramma by Public - auction and confirmed by the Muzrai Commissioner in Muzrai appeal No.2 of 1938 -39. The auction sale so ordered is to take place on 12-5-1939.

2- The sale if conducted will deprive petitioner and others of possession of property that has been in their admitted possession for nearly 200 years as borne out by Government records.

3. In order to remove all the grounds for holding the sale, since the passing of orders by the Muzrai Commissioner on 4-3-1939 the petitioner and another Anubhavadars, have paid up all dues,

Viz. water rate, reserve fund, establishment charges and a portion of the contribution fund amounting in all to more than one thousand rupees and credited the same to the Taluk Treasury ,Mandya on 11-3-1939 and thereby removed the necessity for giving effect to any such coercive order.

4. The petitioner and others have spent several hundreds of rupees to convert the dry lands into wet and there are standing crops on portions of the said lands. They will be put to a heavy loss if the auction sale is conducted on 12-5-39.

5. Therefore the appellant humbly begs that the Court might be pleased to order ,pending disposal of this appeal, stay of auction sale of the above said lands and other execution proceedings orde ed by the Deputy Commissioner, Mysore District in Muz Appeal No.6 of 1937 -38 confirmed by the Muzrai Commissioner in Muzrai appeal No.2 of 38 -39 of that Court.

Bharani[illegible]

Appellant -
Petitioner

Bangalore,
6/5/1939 .

13 S. Chandrashekharaiah

Advocate for the
appellant

EIGHT ANNAS 939 COURT FEE EIGHT ANNAS

In the Court of the Muzrai Commissioner in Mysore, Bangalore (16)

App: No. 2/38-39.

Appellant:-
B. Narayana Rao Son of B. Surappa
Hosa Bodanur Village, Mandya Taluk.

vs.

Respondents:-
B. Ramanna
B. Gopaliah
B. Nanjappa
and B.R. Gopalaswamy

} All residents of Hosa Bodanur Village, Mandya Taluk.

Subject

Appeal against the order of the Deputy Commissioner, Mysore District, in Appl. 6/37-38 directing the lease of the inam lands belonging to Sri Banasankari temple at Bodanur, Mandya Taluk.

Facts of the case

The marginally noted inam lands belonging to the above temple were allowed to be left in the possession of the appellant & the Respondents who are the archaks of the temple on payment of Reserve Fund of Rs 20/- and Contribution to Muzrai Establishment Fund of Rs 3/- per annum besides meeting all the Nitya Katle and Hetchukatle expenses as per sanctioned scale. The parties executed muchalikas agreeing to the above conditions. It is seen from the records that the two S.Nos are being enjoyed by three different branches of the same family

S.No.	Khaid	Extent A. G.	Asst
72	Dry	14 3	14-0-0
207	Wet	0 26	3-8-0
			Rs 17-8-0

actual enjoyment of 4 people, as noted in the margin. The anchaks having defaulted in the payment of the Contribution and

	S.No. 46 A. G.	S.No. 297 A. G.	
1) B. Gopaliah	1-23	0-3	Reserve amounts for 1935-36 to 1937-38 the lands were brought up for lease sale by the local authorities.
2) B. Narayanarao	4-28	0-9	
3) B. Ramanna	4-28	0-9	
4) B. Nanappa	1-23	0-3	

The Appellant approached the Sub division Officer, stating that he had paid up the share of the dues and that he was not liable for the share of others and requested that his share of the lands may be excluded from the sale; but the Sub division Officer ordered that as the shares of the several anubhavadars have not been recognised by Government, all the anchaks were jointly & severally responsible for the entire dues. In appeal, the Deputy Commissioner upheld the Sub division Officer's order. Hence the appeal on the grounds that the temple and its properties are the exclusive properties of his family and no one else can take up the lands on the same privileges as themselves, that he has paid his share of the dues through the Sangam Tasdaq, which has not been taken into account and that he would pay up the entire dues if he is put in possession of the entire lands &

The lands have also become irrigable by the Irwin canal and a Contribution of Rs 1,869 is stated to be leviable on the lands.

The case came up for hearing on 4-3-39, when the Counsel for the Appellant and the 3rd Respondent and the other Respondents, were present and heard

Order No. 2/33-39 Dated 4-3-39
17-3-39

the order of the deputy
is, I think, correct and I uphold it

Sd/ S. Abdul Wajid
Madurai Commissioner

Copy applied for by Mr. B. Narain Rao
on 4-5-39
" ready on 4-5-39
" delivered on 4-5-39
No. of words 440
Copying fees 0-10-0
Comparing fees 0-2-6
Total 0-12-6

Copied by S. Jayarama Rao.
Compared by V. Gurucharnavasappa
" Copy.

Manager
Mdu: Comm's office.

In the Court of the Deputy Commissioner Mysore District

Dated Mysore this 18th day of July 1938

Present:- M. G. Mehkri Esq B.A L.L.B

Deputy Commissioner Mysore District

Mysore.

Muzrai Appeal No 6/37.38

Appellant :- B. Narayana Rao.

ORDER.

This is an appeal against the order of the Sub-Division officer Mandya directing the appellant to pay the Contribution water rate and reserve fund due on the lands endowed to Sri Banashankari temple in Budanur Mandya taluk, as he is jointly and severally responsible for such payment.

The Sri Banashankari temple is endowed with A 14 - 3 G of dry and 26 gunthas of wet land. These lands ~~endowed with~~ were left in possession of the appellant and his relations, subject to their doing duties in the temple and paying the reserve and Establishment fund, of Rs 20/- and Rs 3/- respectively. The dry lands have now become wet due to the advent of the Irwin Canal and a Contribution of Rs 1.8 6 9/- has to be realised on them out of which a Sum of Rs 6 6 6-4-0 has fallen due, besides a Sum of Rs 46/- being the reserve fund and Muzrai Establishment Charges for ~~three~~ 2 years. The lands are enjoyed by the appellant Narayana Rao and Ramanna who have executed Tuteh alikas undertaking to pay the Reserve-fund, Contribution and water rate in proportion to the extent of inam land held by them. These lands have been divided by metes and bounds and when default is made it is

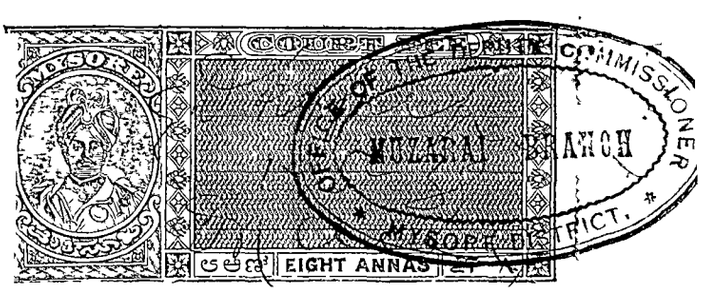
share in the Survey number. As the parties have defaulted payment of Contribution reserve fund etc. they could be recovered as an arrear of land revenue. but it would be more advantageous to lease out all the lands taking care to see that the rent to be paid covers the Contribution and water rate, the reserve fund and Muzrai Establishment charges. The amildar will therefore sell the lease rights immediately and submit a scale for receipt and expenditure fixing a reasonable remuneration to the parties now doing duty in the temple and providing for the several Sevas in the temple if the temple has no funds, a report may be sent up for borrowing the required amount from the general Muzrai Establishment fund to be repaid in easy instalments. Steps may also be taken to to recover the reserve fund and Establishment Charges from all the parties in default. as if it were land Revenue arrears.

"True Copy"

(Sd) T. G. Mehta
Deputy Commissioner
Tiruvur District.

Copy applied on 9.8.38
Copy prepared on 16.8.38
Copy delivered on 1.5.39
Comparing fee 0-10-0
Copying fee 0-2-6

Compared by
Compared by
D. Venkataraiah
1.5.39



by. M. Arulanandam
Muzrai Head clerk
Deputy Commissioner
Tiruvur District

EIGHT AN EIGHT ANNAS

In the Court of the Deputy Commissioner, Mysore District

Inquiry in his appeal No. 5 of 1932.

Present :- C. S. Kuppuswamiengar, Esqre.

Deputy Commissioner.

Dated 3rd April 1933.

Appellant	Vs.	Respondent
B. Narayan Rao,		Government
Zamindar, Budanur,		
Mandya Taluk.		

DEPUTY COMMISSIONER'S OFFICE MYSORE DISTRICT

This is an appeal against the order of the Sub Division officer, Mandya, directing the issue of the lease of the inam lands endowed to the Sri Banashankari Temple at Budanur, Mandya Taluk, — — o — —

The temple of Sri Banashankari at Budanur, Mandya Taluk, is a village [illegible] endowed with the hereditary [illegible]

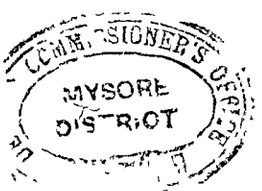
S. No. 72 — dry 14 acres 3 guntas, Assessment Rs. 14-0-0

— " — Dan — wet 0 — 26 — — 0-8-0

Thers of Budamur petitioned the Dewan complaining that Shanbhog Ramappa who had been enjoying the inam lands had stopped worship and left the temple in disrepairs, and that therefore a separate archak might be appointed and the right to cultivate the lands sold by public auction. The then Sub division officer, Mandya, Mr. C. Lakshman Rao, took the case on file and held an enquiry in the matter. In his order dated 6.7.1929 he has observed that the village of Budamur is an extremely — factious one, and that it has been divided into 3 or 4 factions, that from his enquiry he found that worship was being conducted properly, and the temple maintained in a good condition, and that there was no necessity to remove the persons who had been doing the service and to deprive them of the possession of inam lands which had been in their enjoyment.

(2) On 16-5-1932 the Amildar of Mandya submitted a report to the Sub division officer

Mandya, stating that he inspected the Temple on 12-5-1932 and found that worship was not being done and that the inam lands were being enjoyed by nine hiredars, and that under the circumstances the inam lands might be ordered to be leased out by public auction, and a scale of expenditure fixed to the Temple. The Sub Division officer approved the proposal of the Amildar on 16-6-32 and directed that the result of the sale should be reported to him. The sale of the lease of both the Survey Nos. was held by the Amildar on 29-6-32 for 1932-33 and a gitta of Rs. 80/- was realized, and the sale was also confirmed by the Sub Division officer.



(3) B. R. Gopala Krishnaiya, B. Gundu Rao, B. Ramanna and B. Narayana Rao, began petitioning the local officers stating that the Banashankari Devi is their family deity. That the temple was built and improved by their family, that they have been doing puja and enjoying the inam lands from

valid sale thereon, and that under the circumstances the lease thereof may not be sold and their possession disturbed. Ramachendriah Pattar the rival of the above petitioners has also petitioned to take the lands in the possession of his party for cultivation subject to the same aforesaid conditions, and payment of a sum of Rs. 13/- annually towards the reserve fund for repairs of the Temple

(4) The Amildar of Mandya recommended to the Sub division officer that the lands might be left in the possession of the party headed by Rama-chandriah,

(5) On 28-2-33 the Sub division officer submitted a detailed report stating that there are two parties in the village as stated above, that till last year the lands continued in the possession and enjoyment of the first party, that it was only last year, the right of cultivation was sold by auction, that the first party cannot claim any rights of Kadim tenancy over the inam lands, and that under the circumstances he had issued orders to the Amildar to sell the right by public auction

OFFICE OF THE COMMISSIONER MYSORE DISTRICT

as an experimental measure for one year, subject to the condition of paying the contribution and water-rate due on the lands by the lessee. The record was returned to the Sub division office as no orders had been solicited by him.

(6) Against the above order of the Sub division officer, one B. Narayana Rao has filed an appeal petition stating that the deity of Ramashankari is their family godden, that he and his ancestors have been in the possession and enjoyment of the inam lands from a very long time rendering regular worship and keeping the temple in good order, that as the village is split into faction, some of the people are trying to deprive the petitioner and his family from the enjoyment of these lands by brining the right of cultivation to sale, that the case had been previously enquired and decided by the Sub division officer in favour the petitioner, that the order of the present Sub-division officer directing the sale of the lease is unreasonable and contrary to law as the order has passed without hearing the representation of the petitioner, and that the petitioner is for

DEPUTY COMMISSIONER'S OFFICE MYSORE DISTRICT

on the dry extent of land which comes under wet cultivation. The Petitioner prays that under the circumstances, the order of the Sub division officer may be cancelled, and that the gutta of Rs. 80 of realized during last year may be ordered to be refunded to him.

As the sale of the lease had been stated to be fixed to 20-3-1933, a stay order has been granted not to sell the lease until the disposal of this appeal.

As the season of cultivation under the Block system of irrigation has far advanced, the Petitioner prays immediate orders to authorise him to proceed with the cultivation of inam lands.

order

The lands in question may be left in the possession of the appellant provided they undertake to pay contribution and water-rate when water supplied to them and pay to the credit of Simple annually a sum of Rs. 20/-

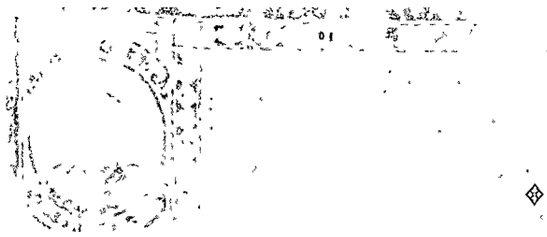
compared
Klw

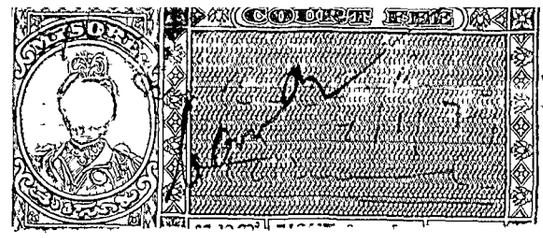
Sd/ C.S. Kuppuswamiengar
Deputy Commissioner

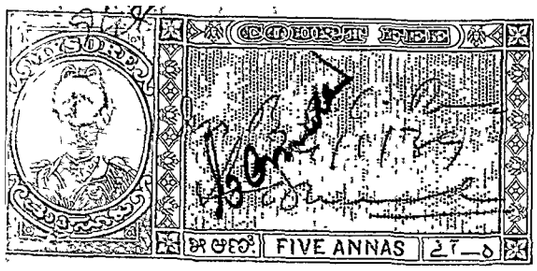
By order
Thimmarasimha Iyengar
Huzur Head Assistant.

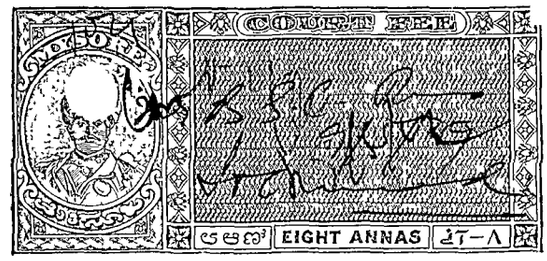
Copy of the application dated 10-4-33
Copy of the order on 11-4-33.
Copy delivered on 11-4-33.

COMMISSIONER'S OFFICE MYSORE DISTRICT









Before the Governors of His
Highness the Maharaja of Mysore.

ಕೋರ್ಟಿಗೆ.

19 3 — 193 7 ನೇ Misc. Appl. ನಂಬರು

ವಾದಿ ಯಾ ಅರ್ಜಿದಾರ್.		ಪ್ರತಿವಾದಿ ಯಾ ಅಪೋನೆಂಟ್.
B. Narayana Rao	Vs.	

ಮಾ|| ರಾ|| ಬಿ. ಎಸ್. ಚಂದ್ರಶೇಖರರಾವ್, ಬಿ.ಎ., ಎಲ್.ಎಲ್.ಬಿ., ಅಡ್ವೋಕೇಟ್

Appellant B. Narayana Rao ಬರೆಸಿಕೊಟ್ಟ ವಕಾಲತ್‌ನಾಮಾ.

ಈ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ತಾವು ನನ್ನ ಪರವಾಗಿ ಆಖೈರುವರಿಗೂ ಕೋರ್ಟ್‌ನಲ್ಲಿ ವಿವಾದ ಜರುಗಿಸುವುದಕ್ಕೂ ನನ್ನ ಪರ ಆಗುವ ಎಲ್ಲಾ ವಿಧವಾದ ಆರ್ಡರನ್ನೂ, ಡಿಕ್ರಿಯನ್ನೂ, ಜಾರಿಕ್ರಮ ನಡಿಸಿ ಹಣ ವಸೂಲು ಮಾಡಿಕೊಳ್ಳುವುದಕ್ಕೂ, ನನಗೆ ಕೋರ್ಟಿನಿಂದ ನಲ್ಲಬೇಕಾಗಿರುವ ಡಿಕ್ರಿ ಮೊಬಲಗು, ಶಿಲ್ಕು ಮೊಬಲಗು ಸಹ ಪಡಿಯಲಿಕ್ಕೂ, ದಸ್ತೈವಜು ವಗೈರೆಗಳನ್ನು ವಾಪಸು ಪಡಿಯಲಿಕ್ಕೂ ಸಹ ತಮಗೆ ಈ ಮೂಲಕ ಸಂಪೂರ್ಣ ಅಧಿಕಾರ ಕೊಟ್ಟಿದ್ದೇನೆ. ಅಲ್ಲದೆ ತಾವಾಗಲಿ ಯಾ ತಮ ಗೋಸ್ಕರ ಮತ್ತ್ಯಾವ ಲಾಯರಾಗಲಿ ಡಿಟೋ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ನಡಿಸುವ ಎಲ್ಲಾ ಕೆಲಸಗಳನ್ನು ನಾನು ಖುದ್ದು ಇದ್ದು ನಡಿಸಿದಂತೆ ಒಪ್ಪಿಕೊಳ್ಳಲು ಬದ್ಧನಾಗಿ ಇದ್ದೇನೆ.

ತಾರೀಖು Bangalore 9-5-1937. ರುಜು B. Narayana Rao

ಈ ಮೊಕ್ತೈರುನಾಮಾ ಕೊಟ್ಟವರು ನನಗೆ ಪರಿಚಯಸ್ತರಾಗಿ ನನ್ನ ಸಮಕ್ಷಮ ರುಜು ಮಾಡಿರುತ್ತಾರೆ.

B S C Rao

ಈ ಮೊಕ್ತೈರುನಾಮಾ ಅಂಗೀಕರಿಸಿ ಇದ್ದೇನೆ.

B. S. Chandrashekharrao

ಅಡ್ವೋಕೇಟರು.

ಲೋಗರ್ ಪ್ರೆಸ್, ಬಿ-೨೬೬

Section Mem

File No. 350-38

Serial No. 3

Diary No. of letter replied to.....

No. 2010

To

B. Narayana Rao Esq of
Hosa Budanur - Mandya TK
C/o T.S. Chandra Sekhara Rao
Esq. BA. LLB.
Advocate.
Bangalore City.

General and Revenue Secretariat

( )

the *193*

Date of issue 12/5/39

Signed by Mr. S.K.V. Iyer.

Sir, In reply to his petn ~~presented~~ dt 6th/9th May 1939 appealing against the D.C's order of 17.3.39 re: the lease of devadaya Inam lands belonging to Sri Ramaswami temple at Budinur - Mandya TK, Mr. B. Narayana Rao is informed that his request for holding in abeyance the order

List of enclosures.....

Copied by .....

Examined by.....

(30)

~~Order Can Not be granted (Res~~

~~that~~ The appeal is rejected as no point of law is involved in the Case.

R. O

Sd.

Forgen See

Memo No 2011/Mis dt 12/5/38 Copy to the D.C for information ~~Road Reserve Retain~~. His predecessor in office (The present Secretary Member of council) had issued Clear instructions to the D.C. Inspect the Devadurga Inams & Service Inams benefited by the S.C Scheme to be allowed to get into the hands of private parties - Contribution and water rate must be recovered from the Instns in the former class of cases & the lands leased out to such lands - The D.C is requested to see that this is done

Please draft a letter re: Above

Sd 12/5

Forgen See

Section Mug

File No. 350-38

Serial No. 4

No. 2022

To

The H.C.

Sir,

In continuation of this office Memo No 2011 of 14/5/39 about the lease sale of devadayam Inam ~~lands~~ lands belonging to Sri Ramaswamiah Devam in Hosakote - Vide appl. Mandya D. - Annexed above a No. -

I am directed to state that / am predecessor in office (the present Second Member of Council) had issued clear instructions to the D.C. Mysore - on that devadayam Inams and Saree Inams benefited by the Inam Commr should be allowed to continue the lands as private lands &

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the 193

Date of issue 15/5/39

Signed by Mr S.K.V. Raghavan

List of enclosures.....

Copied by .....

Examined by.....

WD 0521—GPB—30,000—12-3-37

(32)

That Contributions & Water Rate should be received from the Owners in the Form & Class of Crops & the Lands leased as well lands & the respective ~~of~~ are to be responsible to see that these instructions are ~~strictly~~ Carried out.

Drawer etc

Sd 13/5/39

Draftsman etc

N 1139

13/5-14.5.39

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. 2022/ Inm 350-38-6 *Dated, Bangalore,* 13th May 1939.
15th

From

The General Secretary to the Government of His Highness the Maharaja of Mysore.

To

The Inam Commissioner in Mysore,
Bangalore.

Sir,

In continuation of this office memo No.2011 dated the 12th May 1939 about the lease sale of Devadaya Inam lands belonging to Sri Banashankari Devaru in Hosabudanur village, Mandya Taluk, I am directed to state that it would appear that your predecessor in office (the present Second Member of Council) had issue clear instructions to the Deputy Commissioner, Mysore District, that Devadaya Inams and Service Inams benefited by the Irwin Canal should not be allowed to get into the hands of private parties and that contribution and water rate must be recovered from the Institutions in the former class of cases and the lands leased as wet lands, and to request you to be so good as to see that these ~~instructions~~ instructions are carried out.

I have the honour to be,
Sir,
Your most obedient servant,

For General Secretary to Government.